



IFW

Patentitioner's Docket No. 1062/D46

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Russell Beavis, Larry B. Gray and David J. Howlett

Application No.: 10/670,924

Group No.: 3743

Filed: 09/25/2003

Examiner: Patel, Mital B.

For: Valve System and Method for Aerosol Delivery

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

☐ as "Express Mail Post Office to Addressee"

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TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

  
Signature

Date: November 9, 2005

Samuel J. Petuchowski

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

### FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA				
				RATE	ADDIT. FEE		
TOTAL	3	- 20	= 0	x \$ 50.00	= \$		0.00
INDEP.	2	- 3	= 0	x \$ 200.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

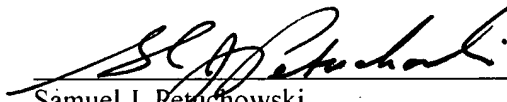
No additional fee for claims is required.

### FEE DEFICIENCY

5. If an extension and/or fee is required, charge Account No. 19-4972.

If any fee for claims is required, charge Account No. 19-4972.

Date: November 9, 2005

  
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01062/00D46 444431.1



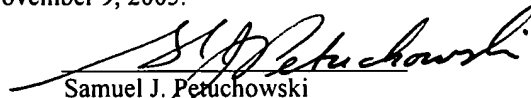
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Beavis et al.	Att'y Docket:	1062/D46
Serial No:	10/670,924	Conf. No.	6527
Date Filed:	September 25, 2003	Art Unit:	3743
Customer No.:	02101	Examiner:	Patel, Mital B.
Invention:	<b>Valve System and Method for Aerosol Delivery</b>		

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Samuel J. Peruchowski

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Commissioner for Patents  
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Alexandria, VA 22313-1450

**RESPONSE TO THE OFFICE ACTION OF AUGUST 9, 2005**

Dear Sir:

In response to the Office Action dated August 9, 2005, Applicants submit the following amended specification, drawing, claims, and remarks.

**Amendments to the Specification** are provided on page 2 of this paper.

**Amendments to the Drawings** begin on page 4 of this paper and include both an attached replacement sheet and an annotated sheet showing changes.

**A Listing of Claims** begins on page 5 of this paper.

**Remarks** begin on page 7 of this paper.